## UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

WILLIAM E. DUGAN, et al.,	)
Plaintiffs,	) ) )
v.	) ) ) G N 00 G 2464
NAPERVILLE EXCAVATING CO., an	Case No. 08 C 2464
Illinois corporation,	Judge George M. Marovich
	Judge George M. Marovich Magistrate Judge Geraldine Soat Brown
Defendant.	)

## **NOTICE OF MOTION**

TO: Beverly P. Alfon balfon@baumsigman.com
Catherine M. Chapman
Cecilia M. Scanlon cscanlon@baumsigman.com

Please take notice that on Tuesday, June 3, 2008, at 10:30 a.m., or as soon thereafter as the matter may be heard, Defendant Naperville Excavating Co., by and through its attorneys, shall appear before the Honorable Judge George M. Marovich or whoever may be sitting in his stead, in the courtroom usually occupied by her, at the United States District Courthouse, 219 South Dearborn Street, Room 1944-C, Chicago, Illinois, and shall then and there present its Motion for Extension of Time to Answer or Otherwise Plead, a copy of which is filed herewith.

Date: May 22, 2008

Respectfully submitted,

NAPERVILLE EXCAVATING CO.

By: /s/ Steven H. Adelman

One of Its Attorneys

Steven H. Adelman Kevin D. Kelly Erin R. Peterson LOCKE LORD BISSELL & LIDDELL LLP 111 South Wacker Drive Chicago, Illinois 60606 (312) 443-0405 (S. H. Adelman) (312) 443-0217 (K. D. Kelly) (312) 443-0415 (E. R. Peterson)

## **CERTIFICATE OF SERVICE**

I hereby certify that on May 22, 2008, I electronically filed the foregoing NOTICE OF MOTION for Defendant's Motion for Extension of Time to Answer or Otherwise Plead with the Clerk of the Court using the CM/ECF system which sent notification of such filing to the following:

Beverly P. Alfon Catherine M. Chapman Cecilia M. Scanlon balfon@baumsigman.com cchapman@baumsigman.com cscanlon@baumsigman.com

/s/ Steven H. Adelman